

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

VS.

STEVEN GARCIA
FABIOLA N. DIAZ,

Defendant

8:21CR157

ORDER

This matter is before the court on the defendant Steven Garcia's Unopposed Motion to Continue Trial [53]. Counsel needs additional time to resolve this matter short of trial. Co-defendant does not object to the continuance. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [53] is granted as follows:

1. The jury trial, **as to both defendants**, now set for June 7, 2022, is continued to **August 23, 2022**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and August 23, 2022**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).

DATED: May 23, 2022

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge